

## IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

I hereby certify that this correspondence is being deposited with the U.S. Postal Service as first class mail in an envelope addressed to Commissioner for Patents. P.O. Box 1450, Alexandria, VA 22313-1450 on December 22, 2004.

nita Johnson

Applicant

: N. Bruce Moore, et al.

Confirmation No. 8330

Application No.

: 10/697,575

Filed

: October 30, 2003

Title

: THREE-DIMENSIONAL STEERING TOOL FOR CONTROLLED

DOWNHOLE EXTENDED-REACH DIRECTIONAL DRILLING

Grp./Div.

: 3672

Examiner

: Jennifer Hawkins Gay

Docket No.

: 51306/WGM/W277

TRANSMITTAL FOR TERMINAL DISCLAIMER TO OBVIATE A DOUBLE PATENTING REJECTION

Commissioner for Patents P.O. Box 1450 Alexandria, VA 22313-1450 Post Office Box 7068 Pasadena, CA 91109-7068 December 22, 2004

### Commissioner:

Enclosed is a Terminal Disclaimer to Obviate a Double Patenting Rejection and the statutory fee of \$65.

Any deficiency or overpayment should be charged or credited to Deposit Account No. 03-1728. Please show our docket number with any credit or charge to our Deposit Account. A copy of this letter is enclosed.

Respectfully submitted,

CHRISTIE, PARKER & HALE, LLP

Walter G. Maxwell Reg. No. 25,355

626/795-9900

WGM/agi

**Enclosures:** 

Terminal Disclaimer

Check; Copy of letter

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**PATENT** 

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# TERMINAL DISCLAIMER TO OBVIATE A DOUBLE PATENTING REJECTION

Commissioner for Patents P.O. Box 1450 Alexandria, VA 22313-1450 Post Office Box 7068 Pasadena, CA 91109-7068 December 22, 2004

### Commissioner:

I hereby certify that I am the attorney of record in this application and am authorized to execute this disclaimer on behalf of the assignee; and I further certify that the evidentiary documents have been reviewed and that assignee, to the best of my knowledge and belief, has title to the above-identified application and patent.

WESTERN WELL TOOL, INC., a State of Texas corporation having a place of business at 9758 Whithorn Drive, Houston, Texas 77095, represents: (a) that it is the assignee of the entire interest in U.S. patent Application No.10/697,575, filed October 30, 2003, and entitled THREE-DIMENSIONAL STEERING TOOL FOR CONTROLLED DOWNHOLE EXTENDED-REACH DIRECTIONAL DRILLING, by virtue of the assignment recorded in the United States Patent and Trademark Office at reel 011032, frame 0598; and (b) that it is the assignee of the entire interest in U.S. Patent No. 6,470,974, by virtue of the assignment recorded at reel 011032, frame 0598.

WESTERN WELL TOOL, INC. hereby disclaims the terminal part of any patent granted on the above-identified application, which would extend beyond the expiration date of U.S.

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Application No. 10/697,575

Patent No. 6,470,974, and hereby agrees that any patent so granted on the above-identified

application shall be enforceable only for and during such period that the legal title thereto shall

be the same as the legal title to U.S. Patent No. 6,470,974, this agreement to run with any patent

granted on the above-identified application and to be binding upon the grantee, its successors or

assigns.

In making the above disclaimer, Applicant does not disclaim the terminal part of any

patent granted on the instant application that would extend to the expiration date of the full

statutory term as defined in 35 U.S.C. 154 to 156 and 173 of U.S. Patent 6,470,974, as presently

shortened by any terminal disclaimer, in the event that it later: expires for failure to pay a

maintenance fee, is held unenforceable, is found invalid by a court of competent jurisdiction, is

statutorily disclaimed in whole or terminally disclaimed under 37 CFR 1.321, has all claims

canceled by a reexamination certificate, is reissued, or is in any manner terminated prior to the

expiration of its full statutory term as presently shortened by any terminal disclaimer.

I declare that all statements made herein of my own knowledge are true, and that all

statements made on information and belief are believed to be true; and further, that these

statements are made with the knowledge that willful false statements and the like, so made, are

punishable by fine or imprisonment, or both, under 18 U.S.C. § 1001, and further that such

willful false statements may jeopardize the validity of the application and any patent issuing

thereon.

Respectfully submitted,

CHRISTIE, PARKER & HALE, LLP

Bv

y <u>Waltner Meywell</u> Walter G. Maxwell

Reg. No. 25,355

626/795-9900

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